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Attorney for Plaintiff
NICK MAKREAS

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

NICK MAKREAS,

Plaintiff,

v.

FIRST NATIONAL BANK OF NORTHERN

CALIFORNIA, a business entity; T.D.

SERVICE COMPANY, form unknown;

KATHY CASTOR;, an individual; RANDY

BRUGONI, an individual; COUNTY OF SAN

MATEO; SAN MATEO COUNTY

SHERIFF'S OFFICE; SAN MATEO

COUNTY SHERIFF GREG MUNKS, in his

individual and official capacity; SAN MATEO

COUNTY SHERIFF'S DEPUTY STEPHEN

DUVALL; SAN MATEO COUNTY

SHERIFF'S DEPUTY HOSS, in his individual

and official capacity; SAN MATEO COUNTY

SHERIFF'S DEPUTY VALENICA, in his

individual and official capacity; Employees 1

) **Case No: CV11-02234-JST**

) **STIPULATION AND AGREEMENT TO**

) **TOLL STATUTE OF LIMITATIONS**

) **AGAINST THE COUNTY OF SAN**

) **MATEO; SAN MATEO COUNTY**

) **SHERIFF'S OFFICE; SAN MATEO**

) **COUNTY SHERIFF GREG MUNKS; SAN**

) **MATEO COUNTY SHERIFF'S DEPUTY**

) **STEPHEN DUVALL; SAN MATEO**

) **COUNTY SHERIFF'S DEPUTY HOSS;**

) **and SAN MATEO COUNTY SHERIFF'S**

) **DEPUTY VALENICA AND ~~PROPOSED~~**

) **ORDER THEREON**

1 through 25 inclusive; and DOES 26-50;
 2 Defendants.

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 8 WHEREAS on September 28, 2011, the signatories stipulated and agreed that any statute
 9 of limitations governing any claim by plaintiff Nick Makreas against the County of San Mateo,
 10 the San Mateo County Sheriff's Department, and San Mateo County Sheriff Greg Munks; San
 11 Mateo County Sheriff's Deputy Stephen Duvall; San Mateo County Sheriff's Deputy Hoss; and
 12 San Mateo County Sheriff's Deputy Valencia would be tolled for a period of six months from the
 13 date of the Court's order approving said stipulation;

14 WHEREAS, on September 29, 2011, the Court issued its Order approving said
 15 stipulation and dismissing the defendants without prejudice, and tolled any statute of limitations
 16 for a period of six months beyond the date of its order, which was March 29, 2012;

17 WHEREAS, on February 6, 2012, the signatories further stipulated and agreed that any
 18 statute of limitations governing any claim by plaintiff Nick Makreas against the County of San
 19 Mateo, the San Mateo County Sheriff's Department, and San Mateo County Sheriff Gregg
 20 Munks; San Mateo County Sheriff's Deputy Stephen Duvall; San Mateo Sheriff's Deputy Hoss;
 21 and San Mateo County Sheriff's Deputy Valencia would be tolled for an additional period of six
 22 months, from March 29, 2012 to September 29, 2012;

23 WHEREAS, on September 28, 2012, the signatories further stipulated and agreed that
 24 any statute of limitations governing any claim by plaintiff Nick Makreas against the County of
 25 San Mateo, the San Mateo County Sheriff's Department, and San Mateo County Sheriff Gregg
 26 Munks; San Mateo County Sheriff's Deputy Stephen Duvall; San Mateo Sheriff's Deputy Hoss;
 27 and San Mateo County Sheriff's Deputy Valencia would be tolled for an additional period of six
 28 months, from September 29, 2012 to March 29, 2013;

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2 WHEREAS, on October 3, 2012, the Court issued its Order approving said stipulation,
3 and tolled any statute of limitations for a period of six months beyond the date of its order, which
4 is March 29, 2013.

5 IT IS HEREBY STIPULATED BY AND BETWEEN THE PARTIES HERETO THROUGH
6 THEIR UNDERSIGNED COUNSEL:

7 Any statute of limitations governing any claim against defendants County of San Mateo;
8 San Mateo County Sheriff's Office; San Mateo County Sheriff Greg Munks; San Mateo County
9 Sheriff's Deputy Stephen Duvall; San Mateo County Sheriff's Deputy Hoss; and San Mateo
10 County Sheriff's Deputy Valencia shall be tolled for an additional period from March 29, 2013
11 to September 29, 2013.

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13 Dated: March 28, 2013

14 /s/ Nelson W. Goodell
15 NELSON W. GOODELL
16 The Goodell Law Firm
Attorney for Plaintiff, Nick Makreas

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18 Dated: March 28, 2013

19 /s/ Eugene Whitlock
20 EUGENE WHITLOCK
21 San Mateo County Counsel's Office
22 Attorney for Defendants, County of San Mateo;
23 San Mateo County Sheriff's Office; San Mateo
County Sheriff Greg Munks; and San Mateo County
Sheriff's Deputy Stephen Duvall; San Mateo
County Sheriff's Deputy Stephen Valencia

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25 *Filer's Attestation: Pursuant to Civil Local Rule 5-1(i)(3) regarding signatures, Nelson W.*
26 *Goodell hereby attests that concurrence in the filing of this document has been obtained.*
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ORDER

IT IS HEREBY ORDERED THAT any statute of limitations governing any claim that the plaintiff NICK MAKREAS has against defendants County of San Mateo; San Mateo County Sheriff's Office; San Mateo County Sheriff Greg Munks; San Mateo County Sheriff's Deputy Stephen Duvall; San Mateo County Sheriff's Deputy Hoss; and San Mateo County Sheriff's Deputy Valencia shall be tolled for an additional six month period beyond the date that the current stipulation is set to expire, March 29, 2013, and will end on September 29, 2013.

Dated: April 1, 2013



THE HON. JOHN S. TIGAR
UNITED STATES DISTRICT JUDGE